

BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

MYRA LOUISE PAULEY  
a.k.a. MYRA LOUISE BILLHEIMER  
a.k.a. MYRA LOUISE PAYNE  
1255 19<sup>th</sup> Street #503  
Denver, CO 80202

Registered Nurse License No. 726756  
Nurse Practitioner Certificate No. 18675

Respondent.

Case No. 2012-296

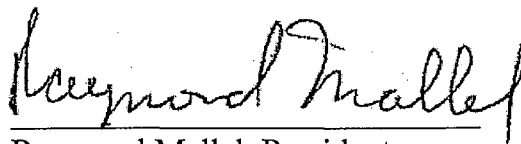
OAH No. 2011120994

DECISION

The attached Proposed Decision of the Administrative Law Judge is hereby adopted by the Board of Registered Nursing as its Decision in the above-entitled matter.

This Decision shall become effective on November 8, 2012.

IT IS SO ORDERED this 9th day of October, 2012.



Raymond Mallel, President  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California

**BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Myra Louise Pauley, aka Myra Louise  
Billheimer, aka Myra Louise Payne,

Registered Nurse License No. 726756  
Nurse Practitioner Certificate No. 18675

Respondent.

Case No. 2012-296

OAH No. 2011120994

**PROPOSED DECISION**

Humberto Flores, Administrative Law Judge with the Office of Administrative Hearings heard this matter on July 13, 2012, in Los Angeles, California.

Deputy Attorney General Geoffrey Ward represented Complainant.

Myra Louise Pauley (respondent) appeared personally and represented herself.

Evidence was received and the matter was submitted. On July 26, 2012, the Administrative Law Judge contacted the parties by telephone to inform them that he was considering taking official notice of the Weather Almanac for the State of Colorado, which would be relevant to an assertion of mitigation made by respondent in her testimony. Neither party objected. Therefore, the undersigned takes official notice of the Weather Almanac for the State of Colorado pursuant to Government Code section 11515 and Evidence Code section 452, subdivision (h). The Administrative Law Judge finds as follows:

**FACTUAL FINDINGS**

1. Complainant Louise R. Bailey, M.Ed., R.N., filed the Accusation in her official capacity as Executive Officer of the Board of Registered Nursing, Department of Consumer Affairs.

2. On May 19, 2008, the Board of Registered Nursing issued Registered Nurse License number 726756 to respondent. Respondent's license expired on November 30, 2009, and has not been renewed.

3. On October 31, 2008, the Board of Registered Nursing issued Nurse Practitioner Certificate number 18675 to respondent. Respondent's nurse practitioner's certificate expired on November 30, 2009, and has not been renewed.

4. Respondent is also licensed as registered nurse and as a clinical nurse specialist in the State of Colorado.

5. On November 23, 2010, respondent entered into a stipulated settlement with the Colorado Board of Nursing in the disciplinary matter entitled *In the Matter of the Disciplinary Proceedings Regarding the License to Practice Professional Nursing in the State of Colorado of Myra Louise Pauley, RN, CNS, License No. 162875*. In this stipulated settlement, respondent admitted that there were grounds to discipline respondent's Colorado nursing license for violations of Colorado Revised Statutes section 12-38-117(1), subdivision (e), violating a provision of the Nurse Practice Act; subdivision (f), negligently or willfully practicing nursing in a manner that fails to meet generally accepted standard for nursing practice; subdivision (h), falsifying or negligently making incorrect entries or failing to make essential entries on patient records; subdivision (j), having a physical or mental disability which renders her unable to practice nursing with reasonable skill and safety; and subdivision (u), willfully failing to respond in a material factual and timely manner to a complaint. The conduct underlying the stipulated settlement was as follows:

- (a) On or about December 7, 2007, while employed with a nursing staffing agency, respondent failed to arrive at the patient's home at the starting time of 8:00 a.m. for a necessary and time-sensitive infusion of medicine being provided to the patient. Respondent arrived at the patient's home at approximately 1:20 p.m. and failed to notify the patient or her employer regarding the delay.
- (b) On or about December 9, 2007, respondent saw the same patient and failed to complete the medication profile, failed to note the route of administration for medications, failed to provide the actual dosing of sliding scale insulin, and failed to note blood sugar ranges.
- (c) As a result of this behavior, the Colorado Board ordered respondent to attend an appointment for a mental examination with its Peer Assistance Services program (PAS) for Nurses.
- (d) Respondent completed an assessment for the PAS program, but failed to complete a mental health examination with a third party evaluator as required.

(e) On March 19, 2009, the Colorado Board suspended respondent's license for this conduct.

(f) In June 2010, the Colorado Board sent respondent a letter requesting a response to another complaint initiated against her. She failed to timely respond.

6. Respondent testified that during the month of December 2007 she was working for a home health care agency. She had been taking public transportation during that time. On December 7, 2007, respondent took a city bus to her nursing assignment. She testified that there was an unexpected snow storm that morning which caused her to arrive late to the patient's home. In addition, respondent testified that her employers were on vacation on the week of the incident so she could not inform them of her late arrival. Finally, respondent testified that she called the patient to inform him that she would be late. While the undersigned finds respondent's testimony regarding a snow storm to be credible, her testimony that she telephoned her patient is not persuasive because respondent admitted in the Stipulation and Final Agency Order that she failed to contact her employing agency or the patient. Finally, even if her employer was on vacation, respondent was obligated to call the agency and at the very least leave a message informing the agency that she would be significantly late to her assignment. Therefore, even if her late arrival is excusable, her failure to contact her patient and her employing agency is not.

7. Respondent presented evidence of mitigation in that during the time of the incident and during the subsequent disciplinary process, respondent was having difficulties with a health care business which she had previously started. She was under significant stress and eventually lost the business and became depressed.

8. Respondent presented evidence of rehabilitation. Since respondent engaged in the conduct which led to the discipline imposed by the Colorado State Board of Nursing, respondent has undergone a mental evaluation and has begun participating in the PAS program. She agreed to continue to participate in the PAS program until November 2016. In addition, respondent is receiving regular therapy to address the depression that she was experiencing in the past. Tracey Barrand, MA, LPC, has been providing therapy for respondent since 2009. Ms. Barrand states in her letter supporting respondent that she "has not seen evidence of symptoms of bi-polar mood disorder, nor any other disorder which would preclude her from full-time work and as her counselor, I have no hesitation in recommending her immediate return to full-time employment in an occupation requiring higher executive function skills with reliability, responsibility and accountability." Regarding the discipline imposed by the Colorado State Board of Nursing and the loss of her business, Ms. Barrand writes: "She lost her business and became depleted and depressed, which affected her performance as a nurse. I have seen her learn from this experience and overcome all symptoms of depression. . . . She is very responsible about taking care of herself. She has healthy relationships and a support system. I would employ her as an RN with confidence."

9. Pursuant to Business and Professions Code section 125.3, complainant introduced evidence of costs of investigation and prosecution of this matter in the amount of \$1,705. The costs submitted by the Deputy Attorney General are deemed reasonable under section 125.3.

## LEGAL CONCLUSIONS

1. Business and Professions Code section 2761 states in pertinent part: "The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following: (a) Unprofessional conduct, which includes, but is not limited to the following: . . . (4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional; license or certificate by another state or territory of the United States by any other government agency, or by another California health care professional licensing board. . ."

2. Cause exists to suspend or revoke respondent's registered license and nurse practitioner's certificate under Business and Professions Code section 2761, subdivision (a)(4), based on the disciplinary action taken against respondent by the Colorado State Board of Nursing. Based on the facts and circumstances of this case, the public would be adequately protected by imposing an order of revocation stayed with appropriate probationary conditions, including a condition requiring respondent undergo a mental health examination. The Board may, in its discretion, accept a copy of the mental assessment report ordered by the Colorado State Board of Nursing to satisfy this requirement.

3. Cause exists to order respondent to pay reasonable costs of investigation and prosecution of this matter under Business and Professions Code Section 125.3, based on Factual Finding 9.

## ORDER

Registered Nurse License No. 726756, and Nurse Practitioner Certificate No. 18675 previously issued to Myra Louise Pauley also know as Myra Louise Billheimer and Myra Louise Payne, is revoked. However, the revocation is stayed and respondent is placed on probation for three years on the following conditions.

### **SEVERABILITY CLAUSE –**

Each condition of probation contained herein is a separate and distinct condition. If any condition of this Order, or any application thereof, is declared unenforceable in whole, in part, or to any extent, the remainder of this Order, and all other applications thereof, shall not be affected. Each condition of this Order shall separately be valid and enforceable to the fullest extent permitted by law.

(1) **OBEY ALL LAWS** - Respondent shall obey all federal, state and local laws. A full and detailed account of any and all violations of law shall be reported by respondent to the Board in writing within seventy-two (72) hours of occurrence. To permit monitoring of compliance with this condition, respondent shall submit completed fingerprint forms and fingerprint fees within 45 days of the effective date of the decision, unless previously submitted as part of the licensure application process.

**CRIMINAL COURT ORDERS:** If respondent is under criminal court orders, including probation or parole, and the order is violated, this shall be deemed a violation of these probation conditions, and may result in the filing of an accusation and/or petition to revoke probation.

(2) **COMPLY WITH THE BOARD'S PROBATION PROGRAM** - Respondent shall fully comply with the conditions of the Probation Program established by the Board and cooperate with representatives of the Board in its monitoring and investigation of respondent's compliance with the Board's Probation Program. Respondent shall inform the Board in writing within no more than 15 days of any address change and shall at all times maintain an active, current license status with the Board, including during any period of suspension. Upon successful completion of probation, respondent's license shall be fully restored.

(3) **REPORT IN PERSON** - Respondent, during the period of probation, shall appear in person at interviews/ meetings as directed by the Board or its designated representatives.

(4) **RESIDENCY, PRACTICE, OR LICENSURE OUTSIDE OF STATE** - Periods of residency or practice as a registered nurse outside of California shall not apply toward a reduction of this probation time period. Respondent's probation is tolled, if and when she resides outside of California. Respondent must provide written notice to the Board within 15 days of any change of residency or practice outside the state, and within 30 days prior to re-establishing residency or returning to practice in this state.

Respondent shall provide a list of all states and territories where she has ever been licensed as a registered nurse, vocational nurse, or practical nurse. Respondent shall further provide information regarding the status of each license and any changes in such license status during the term of probation. Respondent shall inform the Board if she applies for or obtains a new nursing license during the term of probation.

(5) **SUBMIT WRITTEN REPORTS** - Respondent, during the period of probation, shall submit or cause to be submitted such written reports/declarations and verification of actions under penalty of perjury, as required by the Board. These reports/declarations shall contain statements relative to respondent's compliance with all the conditions of the Board's Probation Program. Respondent shall immediately execute all release of information forms as may be required by the Board or its representatives. Respondent shall provide a copy of this decision to the nursing regulatory agency in every state and territory in which she has a registered nurse license.

**(6) FUNCTION AS A REGISTERED NURSE** - Respondent, during the period of probation, shall engage in the practice of registered nursing in California for a minimum of 24 hours per week for 6 consecutive months or as determined by the Board. For purposes of compliance with the section, "engage in the practice of registered nursing" may include, when approved by the Board, volunteer work as a registered nurse, or work in any non-direct patient care position that requires licensure as a registered nurse.

The Board may require that advanced practice nurses engage in advanced practice nursing for a minimum of 24 hours per week for 6 consecutive months or as determined by the Board.

If respondent has not complied with this condition during the probationary term, and respondent has presented sufficient documentation of her good faith efforts to comply with this condition, and if no other conditions have been violated, the Board, in its discretion, may grant an extension of respondent's probation period up to one year without further hearing in order to comply with this condition. During the one year extension, all original conditions of probation shall apply.

**(7) EMPLOYMENT APPROVAL AND REPORTING REQUIREMENTS** - Respondent shall obtain prior approval from the Board before commencing or continuing any employment, paid or voluntary, as a registered nurse. Respondent shall cause to be submitted to the Board all performance evaluations and other employment related reports as a registered nurse upon request of the Board.

Respondent shall provide a copy of this decision to her employer and immediate supervisors prior to commencement of any nursing or other health care related employment.

In addition to the above, respondent shall notify the Board in writing within seventy-two (72) hours after she obtains any nursing or other health care related employment. Respondent shall notify the Board in writing within seventy-two (72) hours after she is terminated or separated, regardless of cause, from any nursing, or other health care related employment with a full explanation of the circumstances surrounding the termination or separation.

**(8) SUPERVISION** - Respondent shall obtain prior approval from the Board regarding respondent's level of supervision and/or collaboration before commencing or continuing any employment as a registered nurse, or education and training that includes patient care.

Respondent shall practice only under the direct supervision of a registered nurse in good standing (no current discipline) with the Board of Registered Nursing, unless alternative methods of supervision and/or collaboration (e.g., with an advanced practice nurse or physician) are approved.

Respondent's level of supervision and/or collaboration may include, but is not limited to the following:

(a) Maximum - The individual providing supervision and/or collaboration is present in the patient care area or in any other work setting at all times.

(b) Moderate - The individual providing supervision and/or collaboration is in the patient care unit or in any other work setting at least half the hours Respondent works.

(c) Minimum - The individual providing supervision and/or collaboration has person-to-person communication with Respondent at least twice during each shift worked.

(d) Home Health Care - If respondent is approved to work in the home health care setting, the individual providing supervision and/or collaboration shall have person-to-person communication with respondent as required by the Board each work day. Respondent shall maintain telephone or other telecommunication contact with the individual providing supervision and/or collaboration as required by the Board during each work day. The individual providing supervision and/or collaboration shall conduct, as required by the Board, periodic, on-site visits to patients' homes visited by respondent with or without respondent present.

**(9) EMPLOYMENT LIMITATIONS** - Respondent shall not work for a nurse's registry, in any private duty position as a registered nurse, a temporary nurse placement agency, a traveling nurse, or for an in-house nursing pool.

Respondent shall not work for a licensed home health agency as a visiting nurse unless the registered nursing supervision and other protections for home visits have been approved by the Board. Respondent shall not work in any other registered nursing occupation where home visits are required.

Respondent shall not work in any health care setting as a supervisor of registered nurses. The Board may additionally restrict respondent from supervising licensed vocational nurses and/or unlicensed assistive personnel on a case-by-case basis.

Respondent shall not work as a faculty member in an approved school of nursing or as an instructor in a Board approved continuing education program.

Respondent shall work only on a regularly assigned, identified and predetermined worksite(s) and shall not work in a float capacity.

If respondent is working or intends to work in excess of 40 hours per week, the Board may request documentation to determine whether there should be restrictions on the hours of work.

**(10) COMPLETE A NURSING COURSE(S)** - Respondent, at her own expense, shall enroll and successfully complete a course(s) relevant to the practice of registered nursing no later than six months prior to the end of his probationary term.



Respondent shall obtain prior approval from the Board before enrolling in the course(s). Respondent shall submit to the Board the original transcripts or certificates of completion for the above required course(s). The Board shall return the original documents to respondent after photocopying them for its records.

**(11) COST RECOVERY** – Respondent shall pay to the Board the costs of enforcement totaling \$1,705 within 90 days of the effective date of this decision.

**(12) VIOLATION OF PROBATION** - If respondent violates the conditions of her probation, the Board after giving the respondent notice and an opportunity to be heard, may set aside the stay order and impose the stayed discipline (revocation/suspension) of respondent's license. If during the period of probation, an accusation or petition to revoke probation has been filed against respondent's license or the Attorney General's Office has been requested to prepare an accusation or petition to revoke probation against respondent's license, the probationary period shall automatically be extended and shall not expire until the accusation or petition has been acted upon by the Board.

**(13) LICENSE SURRENDER** - During respondent's term of probation, if she ceases practicing due to retirement, health reasons or is otherwise unable to satisfy the conditions of probation, respondent may surrender her license to the Board. The Board reserves the right to evaluate respondent's request and to exercise its discretion whether to grant the request, or to take any other action deemed appropriate and reasonable under the circumstances, without further hearing. Upon formal acceptance of the tendered license and wall certificate, respondent will no longer be subject to the conditions of probation.

Surrender of respondent's license shall be considered a disciplinary action and shall become a part of respondent's license history with the Board. A registered nurse whose license has been surrendered may petition the Board for reinstatement no sooner than the following minimum periods from the effective date of the disciplinary decision:

Two years for reinstatement of a license that was surrendered for any reason other than a mental or physical illness; or

One year for a license surrendered for a mental or physical illness.

**(14) PHYSICAL EXAMINATION** – Not imposed.

**(15) MENTAL HEALTH EXAMINATION** - Respondent shall submit to the Board a copy of the report of the mental assessment/evaluation ordered by the Colorado State Board of Nursing as part of respondent's participation in the Peer Assistance Services Program. The Board in its discretion may accept the findings and opinions set forth in said mental health assessment as satisfaction of this condition. If the Board does not accept the above referenced mental health report as satisfaction of this condition, respondent shall comply with the following:

Respondent shall, within 45 days of the effective date of this decision, have a mental health examination including psychological testing as appropriate to determine her capability to perform the duties of a registered nurse. The examination will be performed by a psychiatrist, psychologist or other licensed mental health practitioner approved by the Board. The examining mental health practitioner will submit a written report of that assessment and recommendations to the Board. All costs are the responsibility of respondent. Respondent shall institute and follow all recommendations for treatment, therapy or counseling made as a result of the mental health examination.

If respondent is determined to be unable to practice safely as a registered nurse, the licensed mental health care practitioner making this determination shall immediately notify the Board and respondent by telephone, and the Board shall request that the Attorney General's office prepare an accusation or petition to revoke probation. Respondent shall immediately cease practice and may not resume practice until notified by the Board. During this period of suspension, respondent shall not engage in any practice for which a license issued by the Board is required, until the Board has notified respondent that a mental health determination permits respondent to resume practice. This period of suspension will not apply to the reduction of this probationary time period.

If respondent fails to have the above assessment submitted to the Board within the 45-day requirement, respondent shall immediately cease practice and shall not resume practice until notified by the Board. This period of suspension will not apply to the reduction of this probationary time period. The Board may waive or postpone this suspension only if significant, documented evidence of mitigation is provided. Such evidence must establish good faith efforts by respondent to obtain the assessment, and a specific date for compliance must be provided. Only one such waiver or extension may be permitted.

DATED: July 27, 2012



HUMBERTO FLORES  
Administrative Law Judge  
Office of Administrative Hearings

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Attorney General of California  
2 KAREN B. CHAPPELLE  
Supervising Deputy Attorney General  
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*Attorneys for Complainant*

7  
8 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. *2012 - 296*

11 **Myra Louise Pauley, aka Myra Louise**  
12 **Billheimer, aka Myra Louise Payne**

**ACCUSATION**

13 **1255 19th Street #503**  
14 **Denver, Colorado 80202**

15 **Registered Nurse License No. 726756**  
**Nurse Practitioner Certificate No. 18675**

16 Respondent.

17  
18 Complainant alleges:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., R.N. ("Complainant") brings this Accusation solely in her  
21 official capacity as the Executive Officer of the Board of Registered Nursing, Department of  
22 Consumer Affairs.

23 2. On or about May 19, 2008, the Board of Registered Nursing issued Registered Nurse  
24 License Number 726756 to Myra Louise Pauley, aka Myra Louise Billheimer, aka Myra Louise  
25 Payne ("Respondent"). The Registered Nurse license expired on November 30, 2009 and has not  
26 been renewed.  
27  
28

1           3.    On or about October 31, 2008, the Board of Registered Nursing issued Nurse  
2 Practitioner Certificate No. 18675 to Respondent. The Nurse Practitioner Certificate also expired  
3 on November 30, 2009 and has not been renewed.

4                           **JURISDICTION AND STATUTORY PROVISIONS**

5           3.    This Accusation is brought before the Board of Registered Nursing ("Board"),  
6 Department of Consumer Affairs, under the authority of the following laws:

7           4.    Section 2750 of the Business and Professions Code ("Code") provides, in pertinent  
8 part, that the Board may discipline any licensee, including a licensee holding a temporary or  
9 inactive license, for any reason provided in Article 3 (commencing with section 2750) of the  
10 Nursing Practice Act.

11          5.    Section 2764 of the Code provides, in pertinent part, that the expiration of a license  
12 shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the  
13 licensee or to render a decision imposing discipline on the license. Under Code section 2811,  
14 subdivision (b), the Board may renew an expired license at any time within eight years after the  
15 expiration.

16          6.    Section 118 subdivision (b) of the Code also grants the Board jurisdiction over  
17 suspended, expired, forfeited, cancelled, or surrendered licenses:

18                "The suspension, expiration, or forfeiture by operation of law of a license issued by a  
19 board in the department, or its suspension, forfeiture, or cancellation by order of the  
20 board or by order of a court of law, or its surrender without the written consent of the  
21 board, shall not, during any period in which it may be renewed, restored, reissued, or  
22 reinstated, deprive the board of its authority to institute or continue a disciplinary  
proceeding against the licensee upon any ground provided by law or to enter an order  
suspending or revoking the license or otherwise taking disciplinary action against the  
licensee on any such ground."

23          7.    Section 2761 of the Code, which is part of Article 3 of the Nursing Practice Act,  
24 provides, in pertinent part:

25                "The board may take disciplinary action against a certified or licensed  
nurse or deny an application for a certificate or license for any of the following:

26                "(a) Unprofessional conduct, which includes, but is not limited to, the  
27 following:

28                ...

1                   "(4) Denial of licensure, revocation, suspension, restriction, or any other  
2 disciplinary action against a health care professional license or certificate by another  
3 state or territory of the United States, by any other government agency, or by another  
4 California health care professional licensing board. A certified copy of the decision  
5 or judgment shall be conclusive evidence of that action...."

6                   **COST RECOVERY**

7                   8.     Section 125.3 of the Code provides, in pertinent part, that the Board, Registrar, or  
8 Director may request the administrative law judge to direct a licensee found to have committed a  
9 violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the  
10 investigation and enforcement of the case.

11                   **CAUSE FOR DISCIPLINE**

12                   **(Disciplinary Action by the Colorado State Board of Nursing)**

13                   9.     Respondent is subject to disciplinary action under Section 2761 subdivision (a)(4)  
14 because the Colorado State Board of Nursing ("Colorado Board") suspended her license to  
15 practice registered nursing in Colorado from March 2009 to November 2010. The circumstances  
16 of the Colorado Board's disciplinary action are as follows:

17                   10.    On or about November 23, 2010, the Colorado Board reached a stipulated settlement  
18 with Respondent and made findings of fact, reached conclusions of law, and issued an order in  
19 the disciplinary matter entitled, *In the Matter of Disciplinary Proceedings Regarding the License*  
20 *to Practice Professional Nursing in the State of Colorado of Myra Louise Pauley, RN, CNS,*  
21 *License No. 162875.*

22                   11.    In this stipulated settlement, the Colorado Board found and Respondent admitted  
23 there were grounds for disciplining her Colorado nursing license for violations of Colorado  
24 Revised Statutes section 12-38-117(1) subdivisions (e) (violating a provision of the Nurse  
25 Practice Act), (f) (negligently or willfully practicing nursing in a manner that fails to meet  
26 generally accepted standards for nursing practice), (h) (falsifying or negligently making incorrect  
27 entries or failing to make essential entries on patient records), (having physical or mental  
28 disability which renders her unable to practice nursing with reasonable skill and safety to the  
patients), and (u) (willfully failing to respond in a materially factual and timely manner to a  
complaint), for the following conduct:

- 1 a. On or about December 6, 2007, while employed with a nursing staffing agency,  
2 Respondent failed to arrive on time at a patient's home for a necessary and time-  
3 sensitive treatment and failed to notify the patient or her employer regarding the  
4 delay.
- 5 b. On or about December 9, 2007, Respondent saw the same patient and failed to  
6 complete the medication profile, failed to note the route of administration for  
7 medications, failed to provide the actual dosing of sliding scale insulin, and failed to  
8 note the blood sugar ranges.
- 9 c. As a result of this behavior, the Colorado Board ordered Respondent to attend an  
10 appointment for a mental examination with its Peer Assistance Program for nurses.
- 11 d. Respondent completed an assessment for the Peer Assistance Program, but failed to  
12 complete a mental health examination with a third-party evaluator as required.
- 13 e. On or about March 2009, the Colorado Board ordered Respondent's license  
14 suspended for this conduct.
- 15 f. In June 2010, the Colorado Board sent Respondent a letter requesting a response to  
16 another complaint initiated against her. She failed to timely respond.

17 12. In the November 2010 stipulated settlement, the Colorado Board ended its suspension  
18 of Respondent's license, but required her to immediately begin participation in its peer assistance  
19 program. Respondent agreed to various conditions requiring her to participate in and comply  
20 with the terms of the peer assistance program.

21 13. Under Section 2761 subdivision (a)(4) of the Code, the suspension of Respondent's  
22 nursing license by the Colorado Board from 2009 to 2010 is ground for the California Board to  
23 take disciplinary action.

24 **PRAYER**

25 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
26 and that following the hearing, the Board of Registered Nursing issue a decision:

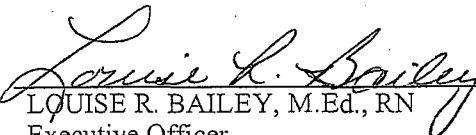
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1           1.    Revoking or suspending Registered Nurse License Number 726756 and Nurse  
2 Practitioner Certificate No. 18675 issued to Myra Louise Pauley, aka Myra Louise Billheimer,  
3 aka Myra Louise Payne;

4           2.    Ordering Myra Louise Pauley, aka Myra Louise Billheimer, aka Myra Louise Payne  
5 to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement  
6 of this case, pursuant to Business and Professions Code Section 125.3;

7           3.    Taking such other and further action as deemed necessary and proper.  
8

9  
10 DATED: November 9, 2011

  
LOUISE R. BAILEY, M.Ed., RN  
Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
Complainant

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